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The Honorable Commissioner of Patents
and Trademarks

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: SEDDIGH, Nabil N.; NANDY, Biswajit B.;
and SALIM, Jamal Hadi:

Serial No. : 09/406,837 Group Art Unit : 2666
Filed : September 28, 1999 Examiner : MEHRA, Inder P.
For : System and Method for a Negative Acknowledgement-Based
Transmission Control Protocol
Date : February 7, 2005 Docket No. : 08886240US

The Honorable Commissioner of Patents and Trademarks,
WASHINGTON, D.C.
UNITED STATES OF AMERICA 20231

Response to Office Action

Sir:

The following Remarks are in response to the Office Action dated November 17, 2004, in reference to the telephone interview between Examiner Mehra, John Harris (Reg.'s No. 39,465) and Xiang Lu (technical consultant), on February 4, 2005. In the interview, it was agreed that the Office Action dated November 17, 2004 was mistakenly labelled as Final, as least for the reason that the Kadansky reference was cited for the first time. The Office Action dated November 17, 2004 is therefore being considered by the Applicant as non-final.

Remarks

Reconsideration of the present application based on following comments is respectfully requested.

[1] The present invention, as claimed by the claims presently on file, is for controlling congestion where a TCP connection is established for transmitting data in TCP. Claims 1, 11, 15, 22, 25, and 28-29 are independent claims.

[2] For better reference, claim 1 of the present application is listed as follows:

A method of transmitting data in a data communications network, comprising the steps of:

(i) establishing a communications link between a transmitter and a receiver through

OK to enter
Inder Mehra
3/11/05